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DAVID P. CUSICK, #160467, TRUSTEE  
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UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 SACRAMENTO DIVISION

In Re:

Michelle R. Frazier

Case No:12-29412-E-13C  
 DCN: DPC-7

TRUSTEE'S MOTION TO DISMISS  
 CASE

DATE: 9/9/2015

TIME: 10:00 A.M.

JUDGE: RONALD H. SARGIS

Debtor(s)

COURTROOM: 33, 6TH FLOOR

DAVID P. CUSICK, STANDING CHAPTER 13 TRUSTEE, hereby moves the Court for an order  
 dismissing this case pursuant to 11 U.S.C. §1307(c) as:

The debtor is in material default with respect to the term of a confirmed plan, 11 U.S.C. §1307(c)  
 (6).

To date the debtor has paid a total of \$108,000.00, with the last payment received on July 28, 2015.  
 The Trustee shows a total of \$111,057.00 is due, so **the debtor is delinquent \$3,057.00 in plan  
 payments.** Debtor's monthly payment is \$3,057.00.

Prior to the hearing in this matter, another payment of \$3,057.00 will come due. As a result debtor  
 will need to pay \$6,114.00, in order to bring this plan current by the date of the hearing. The debtor

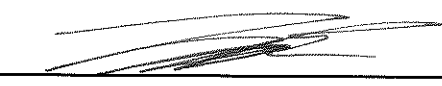
must be current under all payments called for by any pending Plan, Amended Plan or Modified Plan as of the date of the hearing on this motion or the case may be dismissed.

The Trustee has received the following payments in the above referenced case:

Amount	Date	Source	Amount	Date	Source
\$ 1,000.00	Jun 28, 2012	MO #89945	\$ 11.00	Jun 28, 2012	MO #89978
\$ 1,000.00	Jun 28, 2012	MO #89956	\$ 1,000.00	Jun 28, 2012	MO #89967
\$ 500.00	Jul 30, 2012	MO #39089	\$ 500.00	Jul 30, 2012	MO #39088
\$ 500.00	Jul 30, 2012	MO #28148	\$ 500.00	Jul 30, 2012	MO #28149
\$ 500.00	Jul 30, 2012	MO #28150	\$ 300.00	Jul 30, 2012	MO #28151
\$ 211.00	Jul 30, 2012	MO #39090	\$ 3,011.00	Aug 30, 2012	CC #77248
\$ 11.00	Sep 27, 2012	MO #77856	\$ 1,000.00	Sep 27, 2012	MO #77845
\$ 1,000.00	Sep 27, 2012	MO #77834	\$ 1,000.00	Sep 27, 2012	MO #77823
\$ 3,011.00	Oct 31, 2012	MO #87122	\$ 3,011.00	Nov 30, 2012	CC #91973
\$ 3,011.00	Jan 03, 2013	CC #97810	\$ 3,011.00	Jan 31, 2013	CC #02724
\$ 3,011.00	Mar 01, 2013	CC #07705	\$ 3,011.00	Apr 03, 2013	CC #13972
\$ 4,522.00	Jun 18, 2013	CC #26962	\$ 3,057.00	Jul 31, 2013	CC #33842
\$ 3,057.00	Aug 30, 2013	CC #38962	\$ 6,114.00	Oct 31, 2013	CC #48854
\$ 414.00	Jan 13, 2014	MO #65921	\$ 5,700.00	Jan 13, 2014	CC #59813
\$ 6,114.00	Mar 11, 2014	CC #71028	\$ 229.00	May 09, 2014	MO #51444
\$ 5,885.00	May 09, 2014	CC #81798	\$ 3,057.00	Jun 13, 2014	CC #87058
\$ 3,057.11	Jul 31, 2014	CC #95000	\$ 3,057.00	Sep 02, 2014	CC #00209
\$ 3,057.00	Oct 01, 2014	CC #05250	\$ 3,057.00	Oct 30, 2014	CC #09949
\$ 3,057.00	Dec 02, 2014	CC #15256	\$ 3,057.00	Jan 06, 2015	CC #20418
\$ 3,057.00	Jan 30, 2015	CC #24934	\$ 3,057.00	Mar 09, 2015	CC #30198
\$ 3,057.00	Apr 07, 2015	#	\$ 113.89	Apr 28, 2015	MO #94651
\$ 6,000.00	Apr 28, 2015	CC #11736	\$ 307.00	Jun 23, 2015	#
\$ 2,750.00	Jun 23, 2015	CC #50304	\$ 3,057.00	Jul 28, 2015	CC #57221

WHEREFORE, the Trustee asks that the Court grant an order dismissing this proceeding.

Dated: August 10, 2015

  
Talvinder S. Bambhra, Attorney for Trustee